

DEC-20-04 MON 03:10 PM BOZICEVIC

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P. 01/11

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

DEC 20 2004

PATENT APPLICATION

ATTORNEY DOCKET NO. 10011370-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Daniel B. Roitman

Examiner: Jon D. Epperson

Serial No.: 10/072,837

Group Art Unit: 1639

Filing Date: 02-06-2002

Title: METHODS FOR MAKING MICROBAR ENCODERS FOR BIOPROBES

COMMISSIONER FOR PATENTS

PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

(X) Response/Amendment Petition to extend time to respond
 () New fee as calculated below Supplemental Declaration
 (X) No additional fee (Address envelope to "Mail stop Non-Fee Amendments")
 () Other: _____ (fee \$ _____)

| CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY | | | | | | |
|--|--------------------------------------|-----------------------|--|------------------------|----------|---------------------|
| (1) FOR | (2) CLAIMS REMAINING AFTER AMENDMENT | (3) NUMBER EXTRA | (4) HIGHEST NUMBER PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | (6) RATE | (7) ADDITIONAL FEES |
| TOTAL CLAIMS | | MINUS | | = 0 | X \$18 | \$ 0 |
| INDEP. CLAIMS | | MINUS | | = 0 | X \$88 | \$ 0 |
| [] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | | + \$300 | \$ 0 |
| EXTENSION FEE | 1ST MONTH \$110.00 | 2ND MONTH \$430.00 | 3RD MONTH \$980.00 | 4TH MONTH \$1530.00 | | \$ 0 |
| OTHER FEES | | | | | \$ | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$ | 0 |

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Daniel B. Roitman

By

Bret Field for Timothy Joyce

Attorney/Agent for Applicant(s)
Reg. No. 37,620

Date: 12-20-2004

Telephone No.: (650) 485-5999

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703-872-9306

DEC 20 2004

Atty Dkt. No.: 10011370-1

USSN: 10/072,837

| RESPONSE TO OFFICE ACTION | Attorney Docket Confirmation No. | 10011370-1 3741 |
|---|-------------------------------------|--|
| Address to: Commissioner for Patents P.O. Box 1450 Arlington VA 22313-1450 | First Named Inventor | Daniel B. Roitman |
| | Application Number | 10/072,837 |
| | Filing Date | February 6, 2002 |
| | Group Art Unit | 1639 |
| | Examiner Name | Jon D. Epperson |
| | Title | Methods for Making Microbar Encoders for Bioprobes |

Sir:

This communication is responsive to the Office Action dated September 22, 2004, for which a three-month period for response was given making this response due on or before December 22, 2004. Accordingly, this response is timely filed.

In view of the remarks set forth below, reconsideration and allowance are respectfully requested.